

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

STATE OF NEW YORK,

Plaintiff,

-v-

CHAD F. WOLF, *in his official capacity as Acting Secretary of Homeland Security, et al.*,

Defendants.

No. 20 Civ. 1127 (JMF)

R. L'HEUREUX LEWIS-MCCOY et al., *on behalf of themselves and all similarly situated individuals,*

Plaintiffs,

No. 20 Civ. 1142 (JMF)

-v-

CHAD F. WOLF, *in his official capacity as Acting Secretary of Homeland Security, et al.*,

Defendants.

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of Defendants' Partial Motion to Dismiss New York's Complaint and the Class-Action Amended Complaint, Defendants, by their attorney, Geoffrey S. Berman, United States Attorney for the Southern District of New York, hereby move this Court for an order dismissing the constitutional claims from New York's Complaint and the *Lewis-McCoy* Plaintiffs' Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure.

Dated: April 15, 2020
New York, New York

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